

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

NATHAN THOMAS FOREMAN,

Defendant.

2:23-CR-105-GMN-EJY

Preliminary Order of Forfeiture

This Court finds Nathan Thomas Foreman pled guilty to Counts One and Two of a Two-Count Criminal Indictment charging him in Count One with coercion and enticement in violation of 18 U.S.C. § 2422(b) and in Count Two with possession of child pornography in violation of 18 U.S.C. § 2252A(a)(5)(B). Criminal Indictment, ECF No. 1; Change of Plea, ECF No. __; Plea Agreement, ECF No. __.

This Court finds Nathan Thomas Foreman agreed to the forfeiture of the property set forth in the Plea Agreement and the Forfeiture Allegation of the Criminal Indictment. Criminal Indictment, ECF No. 1; Change of Plea, ECF No. __; Plea Agreement, ECF No. __.

This Court finds, under Fed. R. Crim. P. 32.2(b)(1) and (b)(2), the United States of America has shown the requisite nexus between property set forth in the Plea Agreement and the Forfeiture Allegation of the Criminal Indictment and the offenses to which Nathan Thomas Foreman pled guilty.

The following property is (1) any property, real or personal, that was used or intended to be used to commit or to facilitate the commission of a violation of 18 U.S.C. § 2422(b); (2) any property, real or personal, used or intended to be used to commit or to

1 facilitate the commission of a violation of 18 U.S.C. § 2422(b); (3) any visual depiction
2 described in 18 U.S.C. § 2252A, or any book, magazine, periodical, film, videotape, or other
3 matter which contains any such visual depiction, which was produced, transported, mailed,
4 shipped or received in violation of 18 U.S.C. § 2252A(a)(5)(B); and (4) any property, real or
5 personal, used or intended to be used to commit or to promote the commission of 18 U.S.C.
6 § 2252A(a)(5)(B) or any property traceable to such property and is subject to forfeiture under
7 18 U.S.C. § 2428(a)(1); 18 U.S.C. § 2428(b)(1)(A) with 28 U.S.C. § 2461(c); and 18 U.S.C. §
8 2253(a)(1) and 2253(a)(3):

9 1. a Samsung Galaxy S22 Ultra (SM-S901U) IMEI 353114482134717
10 (property).

11 This Court finds that on the government's motion, the Court may at any time enter
12 an order of forfeiture or amend an existing order of forfeiture to include subsequently
13 located property or substitute property under Fed. R. Crim. P. 32.2(e) and 32.2(b)(2)(C).

14 This Court finds the United States of America is now entitled to, and should, reduce
15 the aforementioned property to the possession of the United States of America.

16 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND
17 DECREED that the United States of America should seize the aforementioned property.

18 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all possessory
19 rights, ownership rights, and all rights, titles, and interests of Nathan Thomas Foreman in
20 the aforementioned property are forfeited and are vested in the United States of America
21 and shall be safely held by the United States of America until further order of the Court.

22 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States
23 of America shall publish for at least thirty (30) consecutive days on the official internet
24 government forfeiture website, www.forfeiture.gov, notice of this Order, which shall
25 describe the forfeited property, state the times under the applicable statute when a petition
26 contesting the forfeiture must be filed, and state the name and contact information for the
27 government attorney to be served with the petition, under Fed. R. Crim. P. 32.2(b)(6).

28 Notice is served on any individual or entity on the date when it is placed in the mail,

1 delivered to a commercial carrier, or sent by electronic mail under Fed. R. Crim. P.
2 32.2(b)(6)(D) and Supplemental Rule G(4)(b)(iii)-(v).

3 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual
4 or entity who claims an interest in the forfeited property must file a petition for a hearing to
5 adjudicate the validity of the petitioner's alleged interest in the property under 21 U.S.C. §
6 853(n)(2), which petition shall be signed by the petitioner under penalty of perjury under 21
7 U.S.C. § 853(n)(3) and 28 U.S.C. § 1746, and shall set forth the nature and extent of the
8 petitioner's right, title, or interest in the property, the time and circumstances of the
9 petitioner's acquisition of the right, title or interest in the property, any additional facts
10 supporting the petitioner's claim, and the relief sought.

11 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any,
12 must be filed with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas,
13 Nevada 89101, within thirty (30) days of the final publication of notice on the official
14 internet government forfeiture site, www.forfeiture.gov, or his receipt of written notice,
15 whichever is earlier.

16 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the
17 petition, if any, shall be served upon the Asset Forfeiture Attorney of the United States
18 Attorney's Office at the following address at the time of filing:

19 Daniel D. Hollingsworth
20 Assistant United States Attorney
21 Misty L. Dante
22 Assistant United States Attorney
23 501 Las Vegas Boulevard South, Suite 1100
24 Las Vegas, Nevada 89101.

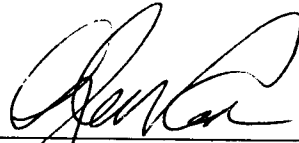
25 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice
26 described herein need not be published in the event a Declaration of Forfeiture is issued by
27 the appropriate agency following publication of notice of seizure and intent to
28 administratively forfeit the above-described property.

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1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send
2 copies of this Order to all counsel of record.

3 DATED Oct 1, 2024.

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7 GLORIA M. NAVARRO
8 UNITED STATES DISTRICT JUDGE
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